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8 **BEFORE THE**
9 **BOARD OF PHARMACY**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 7326

13 **RANNA KHOURY SHAMIYA AKA**
14 **RANNA NADIEM KHOURY**

15 P.O. Box 1373
16 Ukiah, CA 95482

DEFAULT DECISION AND ORDER

17 **Original Pharmacist License No. RPH 57440**

[Gov. Code, §11520]

18 **Advanced Practice Pharmacist License No.**
19 **APH 10802**

20 Respondent.

21 **FINDINGS OF FACT**

22 1. On or about August 8, 2022, Complainant Anne Sodergren, in her official capacity as
23 the Executive Officer of the Board of Pharmacy (Board), Department of Consumer Affairs, filed
24 Accusation No. 7326 against Ranna Khoury Shamiya (Respondent) before the Board.
(Accusation attached as Exhibit A.)

25 2. On or about August 23, 2005, the Board issued Pharmacist License No. 57440 to
26 Respondent. The Pharmacist License was in full force and effect at all times relevant to the
27 charges brought in Accusation No. 7326 and will expire on May 31, 2023, unless renewed.

28 3. On or about June 16, 2020, the Board issued Advanced Practice Pharmacist License

1 Number APH 10802 to Respondent. The Advanced Practice Pharmacist License was in full force
2 and effect at all times relevant to the charges brought in Accusation No. 7326 and will expire on
3 May 31, 2023, unless renewed.

4 4. On or about August 9, 2022, Respondent was served by Certified Mail copies of the
5 Accusation No. 7326, Statement to Respondent, Notice of Defense, Request for Discovery, and
6 Discovery Statutes (Government Code sections 11507.5, 11507.6, and 11507.7) at Respondent's
7 address of record which, pursuant to Business and Professions Code section 4100, is required to
8 be reported and maintained with the Board. Respondent's address of record was and is:

9 PO Box 1373
10 Ukiah, CA 95482.

11 5. Service of the Accusation was effective as a matter of law under the provisions of
12 Government Code section 11505 subdivision, (c) and/or Business and Professions Code section
13 124.

14 6. Government Code section 11506, subdivision (c) states, in pertinent part:

15 The respondent shall be entitled to a hearing on the merits if the respondent
16 files a notice of defense . . . and the notice shall be deemed a specific denial of all
17 parts of the accusation . . . not expressly admitted. Failure to file a notice of defense
18 . . . shall constitute a waiver of respondent's right to a hearing, but the agency in its
19 discretion may nevertheless grant a hearing.

20 7. The Board takes official notice of its records and the fact that Respondent failed to
21 file a Notice of Defense within 15 days after service upon her of the Accusation, and therefore
22 waived her right to a hearing on the merits of Accusation No. 7326.

23 8. California Government Code section 11520, subdivision (a) states, in pertinent part:

24 If the respondent either fails to file a notice of defense . . . or to appear at the
25 hearing, the agency may take action based upon the respondent's express admissions
26 or upon other evidence and affidavits may be used as evidence without any notice to
27 respondent

28 9. Pursuant to its authority under Government Code section 11520, the Board finds
Respondent is in default. The Board will take action without further hearing and, based on the
relevant evidence contained in the Default Decision Investigatory Evidence Packet in this matter,
finds that the charges and allegations in Accusation No. 7326, are separately and severally, found

to be true and correct by clear and convincing evidence.

10. The Board finds that the actual costs for Investigation and Enforcement are \$12,524.25 as of September 15, 2022

DETERMINATION OF ISSUES

1. Based on the foregoing findings of fact, Respondent Ranna Khoury Shamiya has subjected her Pharmacist License No. 57440 and Advanced Practice Pharmacist License No. APH 10802 to discipline.

2. The agency has jurisdiction to adjudicate this case by default.

3. The Board of Pharmacy is authorized to revoke Respondent's Pharmacist License and Advanced Practice Pharmacist License based upon the following violations alleged in the Accusation which are supported by the evidence contained in the Default Decision Investigatory Evidence Packet in this case:

a. For the Pharmacist License: Conviction of Substantially Related Crime under Business and Professions Code sections 490 and 4301, subdivision (l), in conjunction with California Code of Regulations, title 16, sections 1770;

b. For the Advanced Practice Pharmacist License: Conviction of Substantially Related Crime under Business and Professions Code sections 490 and 4301, subdivision (l), in conjunction with California Code of Regulations, title 16, sections 1770;

c. For Acts Involving Moral Turpitude, Dishonesty, Fraud, Deceit or Corruption under Business and Professions Code section 4301, subdivision (f);

d. For Unprofessional Conduct under Business and Professions Code section 4301.

ORDER

IT IS SO ORDERED that Pharmacist License No. RPH 57440 and Advanced Practice Pharmacist License No. APH 10802 issued to Respondent Ranna Khoury Shamiya are revoked.

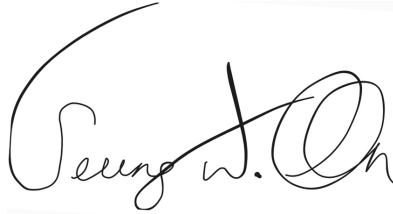
Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a written motion requesting that the Decision be vacated and stating the grounds relied on within seven (7) days after service of the Decision on Respondent. The agency in its discretion may vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

1 This Decision shall become effective on November 30, 2022 at 5:00 p.m.

2 It is so ORDERED on October 31, 2022.

3 FOR THE BOARD OF PHARMACY
4 DEPARTMENT OF CONSUMER AFFAIRS
5 STATE OF CALIFORNIA

6
7
8 By



9 Seung W. Oh, Pharm.D.
10 Board President

11 91540355.DOCX
12 DOJ Matter ID:OK2022900130

13 Attachment:
14 Exhibit A: Accusation
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Exhibit A

Accusation

1 ROB BONTA
Attorney General of California
2 DIANN SOKOLOFF
Supervising Deputy Attorney General
3 JULIANNE MOSSLER
Deputy Attorney General
4 State Bar No. 243749
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5 P.O. Box 70550
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6 Telephone: (510) 879-1349
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7 *Attorneys for Complainant*

8 **BEFORE THE**
9 **BOARD OF PHARMACY**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 7326

13 **RANNA KHOURY SHAMIYA AKA**
14 **RANNA NADIEM KHOURY**
P.O. Box 1373
Ukiah, CA 95482

ACCUSATION

15 **Original Pharmacist License No. RPH 57440**

16 **Advanced Practice Pharmacist License No.**
17 **APH 10802**

18 Respondent.

19
20 **PARTIES**

21 1. Anne Sodergren (Complainant) brings this Accusation solely in her official capacity
22 as the Executive Officer of the Board of Pharmacy (Board), Department of Consumer Affairs.

23 2. On or about August 23, 2005, the Board issued Pharmacist License Number RPH
24 57440 to Respondent Ranna Khoury Shamiya AKA Ranna Nadiem Khoury (Respondent). The
25 Pharmacist License was in full force and effect at all times relevant to the charges brought in this
26 Accusation and will expire on May 31, 2023, unless renewed.

27 3. On or about June 16, 2020, the Board issued Advanced Practice Pharmacist License
28 Number APH 10802 to Respondent. The Advanced Practice Pharmacist License was in full force

1 and effect at all times relevant to the charges brought in this Accusation and will expire on May
2 31, 2023, unless renewed.

3 **JURISDICTION**

4 4. This Accusation is brought before the Board under the authority of the following
5 laws. All section references are to the Business and Professions Code (Code) unless otherwise
6 indicated.

7 5. Section 4011 of the Code provides that the Board shall administer and enforce both
8 the Pharmacy Law [Bus. & Prof. Code, § 4000 et seq.] and the Uniform Controlled Substances
9 Act [Health & Safety Code, § 11000 et seq.].

10 6. Section 4300(a) of the Code provides that every license issued by the Board may be
11 suspended or revoked.

12 7. Section 4300.1 of the Code provides that the expiration, cancellation, forfeiture, or
13 suspension of a Board-issued license, the placement of a license on a retired status, or the
14 voluntary surrender of a license by a licensee, shall not deprive the Board of jurisdiction to
15 commence or proceed with any investigation of, or action or disciplinary proceeding against, the
16 licensee or to render a decision suspending or revoking the license.

17 **STATUTORY PROVISIONS**

18 8. Section 490 of the Code provides, in pertinent part, that a board may suspend or
19 revoke a license on the ground that the licensee has been convicted of a crime substantially
20 related to the qualifications, functions, or duties of the business or profession for which the
21 license was issued.

22 9. Section 4301 of the Code provides, in pertinent part, that the Board shall take action
23 against any holder of a license who is guilty of “unprofessional conduct,” defined to include, but
24 not be limited to, any of the following:

25 . . .

26 (f) The commission of any act involving moral turpitude, dishonesty, fraud, deceit, or
27 corruption, whether the act is committed in the course of relations as a licensee or otherwise, and
28 whether the act is a felony or misdemeanor or not.

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- 1 (2) The number of years elapsed since the date of the offense; and
- 2 (3) The nature and duties of the practice, profession, or occupation that may
- 3 be performed under the license type sought or held.
- 4 (c) For purposes of subdivision (a), substantially related crimes, professional
- 5 misconduct, or acts shall include, but are not limited to, those which:
- 6 (1) Violate or attempt to violate, directly or indirectly, or to aid, abet or
- 7 conspire to violate, any provision of law of this state, or any other jurisdiction,
- 8 governing the practice of pharmacy.
- 9 (2) Violate or attempt to violate, directly or indirectly, or to aid, abet or
- 10 conspire to violate, any provision of Chapter 13 (commencing with Section 801) of
- 11 Title 21 of the United States Code regulating controlled substances or any law of this
- 12 state, or any other jurisdiction, relating to controlled substances or dangerous drugs.
- 13 (3) Violate or attempt to violate, directly or indirectly, or to aid, abet or
- 14 conspire to violate, any provision of law of this state, or any other jurisdiction,
- 15 relating to government provided or government supported healthcare.
- 16 (4) Involve dishonesty, fraud, deceit, or corruption related to money, items,
- 17 documents, or personal information.

18 ...

19 **COST RECOVERY**

20 11. Section 125.3 of the Code provides, in pertinent part, that the Board may request the

21 administrative law judge to direct a licensee found to have committed a violation of the licensing

22 act to pay a sum not to exceed its reasonable costs of investigation and enforcement.

23 **FACTUAL SUMMARY**

24 12. On or about June 6, 2022, in the matter titled *United States of America v. Ranna*

25 *Shamiya*, United States District Court, Northern District of California case number 3:22-CR-

26 00164-CRB-1, Respondent entered a plea of guilty to two counts of Making False Statements

27 Relating to Health Care Matters in violation of 18 U.S.C. § 1035 section 2. The circumstances of

28 the conviction are on or about June 2021, Respondent used her position as Director of Pharmacy

at Adventist Health Ukiah Valley Hospital to aid and abet a conspiracy to create and sell CDC

COVID-19 vaccination record cards that she knew were false and fraudulent.

FIRST CAUSE FOR DISCIPLINE **(Conviction of Substantially Related Crime)**

13. Respondent has subjected her Original Pharmacist License to disciplinary action

1 under Code section 490 and 4301, subdivision (l), in conjunction with California Code of
2 Regulations, title 16, sections 1770, in that she was convicted of a crime substantially related to
3 the qualifications, functions, or duties of a licensed Pharmacist. The circumstances are set forth
4 in paragraph 12, above.

5 **SECOND CAUSE FOR DISCIPLINE**
6 **(Conviction of Substantially Related Crime)**

7 14. Respondent has subjected her Advanced Practice Pharmacist License to disciplinary
8 action under Code section 490 and 4301, subdivision (l), in conjunction with California Code of
9 Regulations, title 16, sections 1770, in that she was convicted of a crime substantially related to
10 the qualifications, functions, or duties of a licensed Pharmacist. The circumstances are set forth
11 in paragraph 12, above.

12 **THIRD CAUSE FOR DISCIPLINE**
13 **(Acts Involving Moral Turpitude, Dishonesty, Fraud, Deceit or Corruption)**

14 15. Respondent is subject to discipline under section 4301, subdivision (f) of the Code, in
15 that she committed acts involving moral turpitude, dishonesty, fraud, deceit, or corruption as
16 described in paragraph 12, above.

17 **FOURTH CAUSE FOR DISCIPLINE**
18 **(Unprofessional Conduct)**

19 16. Respondent is subject to discipline under section 4301 of the Code in that she
20 engaged in unprofessional conduct as described in paragraph 12, above.

21 **PRAYER**

22 WHEREFORE, Complainant requests that a hearing be held on the matters alleged in this
23 Accusation, and that following the hearing, the Board of Pharmacy issue a decision:

- 24 1. Revoking or suspending Pharmacist License number 57440, issued to Ranna Khoury
25 Shamiya;
- 26 2. Revoking or suspending Advanced Practice Pharmacist License number APH 10802
27 issued to Ranna Khoury Shamiya;
- 28 3. Ordering Ranna Khoury Shamiya to pay the Board of Pharmacy the reasonable costs

1 of the investigation and enforcement of this case, pursuant to Business and Professions Code
2 section 125.3; and,

3 4. Taking such other and further action as deemed necessary and proper.
4

5 DATED: 8/8/2022

Signature on File

6 ANNE SODERGREN
7 Executive Officer
8 Board of Pharmacy
9 Department of Consumer Affairs
10 State of California
11 *Complainant*

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